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Docket No. SMI/0005.00

OCT 31 2005

PTO/SB/21 (04-04)

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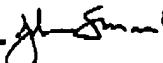
**TRANSMITTAL  
FORM**

*(To be used for all correspondence after initial filing)*

Application Number	09/945,130		
Filing Date	August 31, 2001		
First Named Inventor	Kucherawy		
Art Unit	2145		
Examiner Name	Swearingen, Jeffrey R		
Total Number of Pages in This Submission	17	Attorney Docket Number	SMI/0005.00

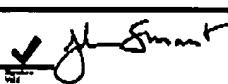
ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <b>TRANSMITTAL LETTER</b>
Remarks		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name	John A. Smart	
Signature	 Digitally signed by John A. Smart Date: 2005.10.31 13:42:14-04'00'	
Date	October 31, 2005	

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	John A. Smart	Phone: (408) 884 1507
Signature	 Digitally signed by John A. Smart Date 2005.10.31	Fax: (815) 572 8299
Date	10/31/2005	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT  
Docket No. SMI/0005.00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Murray Kucherawy

Serial No.: 09/945,130

Filed: August 31, 2001

For: E-mail System Providing Filtering  
Methodology on a Per-Domain Basis

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed herewith is an Amendment after Final/Appeal, which is filed for purposes of reducing the number of issues on appeal.

As this Amendment is filed within two months of Applicant's Notice of Appeal (filed August 29, 2005), it is believed that no Extension is required. If, however, the Office believes that an Extension is required, Applicant requests under 37 CFR 1.136(a) that the period for filing a reply in the above identified application be extended, and the Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 501370. Applicant claims small entity status under 37 CFR 1.27. A duplicate of the sheet is enclosed.

If needed, the undersigned may be reached at (408) 884 1507.

Respectfully submitted,

Date: October 31, 2005

  
Digitally signed  
by John A.  
Smart  
Date:  
2005.10.31  
13:42:47 -07'00'

John A. Smart; Reg. No. 34,929  
Attorney of record

708 Blossom Hill Rd., #201  
Los Gatos, CA 95032-3503  
(408) 884 1507  
(815) 572 8299 FAX

SMI/0005.00

**DUPLICATE****RECEIVED  
CENTRAL FAX CENTER****OCT 31 2005****PATENT  
Docket No. SMI/0005.00****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Murray Kucherawy

Serial No.: 09/945,130

Filed: August 31, 2001

For: E-mail System Providing Filtering  
Methodology on a Per-Domain BasisCommissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Examiner: Swearingen, Jeffrey R

Art Unit: 2145

**TRANSMITTAL LETTER**

Sir:

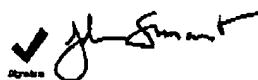
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Respectfully submitted,

Date: October 31, 2005



Digitally signed  
by John A.  
Smart  
Date:  
2005 10 31  
134301-2800

John A. Smart; Reg. No. 34,929  
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OCT 31 2005

AMENDMENT UNDER 37 C.F.R. §1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 2145

PATENT  
Docket No. SMI/0005.00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:  
Murray Kucherawy

Serial No.: 09/945,130

Filed: August 31, 2001

For: E-mail System Providing Filtering  
Methodology on a Per-Domain Basis

Examiner: Swearingen, Jeffrey R

Art Unit: 2145

AMENDMENT AFTER FINAL ACTION  
AND APPEAL

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the final Office Action mailed May 25, 2005, and in order to reduce the number of issues on Appeal, please amend the above-referenced patent application as shown below.